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Approved for use through 10/31/2002. OMB 0651-0032

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	G0244
First Inventor	Khoi A. Phan
Title	SYSTEM AND METHOD TO MONITOR...
Express Mail Label No.	EL798605745US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
- ☐ Applicant claims small entity status.  
See 37 CFR 1.27
- ☒ Specification [Total Pages 21]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 4]
- ☒ Oath or Declaration [Total Pages 3]
  - ☒ Newly executed (original or copy)  
Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - ☐ Computer Readable Form (CRF)
  - Specification Sequence Listing on:
    - ☐ CD-ROM or CD-R (2 copies); or
    - ☐ paper
  - ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- ☒ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- ☒ Other: Express Mail Certificate

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

<input type="checkbox"/> Continuation	<input type="checkbox"/> Divisional	<input type="checkbox"/> Continuation-in-part (CIP)	of prior application No. _____
Prior application information		Examiner _____	Group Art Unit _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	(Insert Customer No. or Attach bar code label here)	or <input checked="" type="checkbox"/> Correspondence address below	
Name	Himanshu S. Amin		
	Amin & Turocy, LLP		
Address	1900 E. 9th Street, 24th Floor, National City Center		
City	Cleveland	State	Ohio
		Zip Code	44114
Country		Telephone	216.696.8730
		Fax	216.696.8731

Name (Print/Type)	Himanshu S. Amin	Registration No. (Attorney/Agent)	40,894
Signature		Date	January 16, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT (\$ 954.00

## Complete if Known

Application Number  
Filing Date Herewith  
First Named Inventor Khoi A. Phan  
Examiner Name  
Group Art Unit  
Attorney Docket No. G0244

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to
- Deposit Account Number 50-1063  
Deposit Account Name Amin & Turocy, LLP
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status See 37 CFR 1.27
2. ☒ Payment Enclosed:  
☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

1. BASIC FILING FEE				
Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
101 740	201 370			Utility filing fee
106 330	206 165			Design filing fee
107 510	207 255			Plant filing fee
108 740	208 370			Reissue filing fee
114 160	214 80			Provisional filing fee
SUBTOTAL (1)		(\$ 740.00		

2. EXTRA CLAIM FEES				
Total Claims	Extra Claims	Fee from below	Fee Paid	
25	-20** = 5	X 18.00	= 90.00	
4	-3** = 1	X 84.00	= 84.00	
Multiple Dependent				

Large Entity Small Entity				
Fee	Fee	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
103 18	203 9			Claims in excess of 20
102 84	202 42			Independent claims in excess of 3
104 280	204 140			Multiple dependent claim, if not paid
109 84	209 42			** Reissue independent claims over original patent
110 18	210 9			** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 174.00		

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

3. ADDITIONAL FEES				
Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
105 130	205 65			Surcharge - late filing fee or oath
127 50	227 25			Surcharge - late provisional filing fee or cover sheet
139 130	139 130			Non-English specification
147 2,520	147 2,520			For filing a request for ex parte reexamination
112 920*	112 920*			Requesting publication of SIR prior to Examiner action
113 1,840*	113 1,840*			Requesting publication of SIR after Examiner action
115 110	215 55			Extension for reply within first month
116 400	216 200			Extension for reply within second month
117 920	217 460			Extension for reply within third month
118 1,440	218 720			Extension for reply within fourth month
128 1,960	228 980			Extension for reply within fifth month
119 320	219 160			Notice of Appeal
120 320	220 160			Filing a brief in support of an appeal
121 280	221 140			Request for oral hearing
138 1,510	138 1,510			Petition to institute a public use proceeding
140 110	240 55			Petition to revive - unavoidable
141 1,280	241 640			Petition to revive - unintentional
142 1,280	242 640			Utility issue fee (or reissue)
143 460	243 230			Design issue fee
144 620	244 310			Plant issue fee
122 130	122 130			Petitions to the Commissioner
123 50	123 50			Processing fee under 37 CFR 1.17(q)
126 180	126 180			Submission of Information Disclosure Stmt
581 40	581 40			Recording each patent assignment per property (times number of properties)
146 740	246 370			Filing a submission after final rejection (37 CFR § 1.129(a))
149 740	249 370			For each additional invention to be examined (37 CFR § 1.129(b))
179 740	279 370			Request for Continued Examination (RCE)
169 900	169 900			Request for expedited examination of a design application
Other fee (specify) _____				
SUBTOTAL (3)		(\$ 40.00		

## SUBMITTED BY

Name (Print/Type) Himanshu S. Amin

Registration No (Attorney/Agent) 40,894

## Complete (if applicable)

Telephone 216.696.8730

Signature

[Signature]

Date

January 16, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Khoi A. Phan
	Title	SYSTEM AND METHOD TO MONITOR RETICLE ...
	Atty Docket Number	G0244

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

January 16, 2002

Date



Signature

Himanshu S. Amin (Reg. No. 40,894)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.